



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10

1200 Sixth Avenue, Suite 900  
Seattle, WA 98101-3140

**JUN 29 2015**

OFFICE OF  
ENVIRONMENTAL CLEANUP

The Honorable Dennis V. McGinn  
Assistant Secretary of the Navy  
Energy, Installations and the Environment  
1000 Navy Pentagon, Room 4E739  
Washington, DC 20350-1000

Re: RCRA Section 7003 Unilateral Administrative Order, Gorst Creek Landfill, Port Orchard  
Washington

Dear Mr. McGinn:

On February 26, 2015, the United States Environmental Protection Agency notified the United States Department of the Navy of its final decision to make effective a Unilateral Administrative Order (UAO) issued under the authority of Section 7003 of the Resources Conservation and Recovery Act (RCRA) regarding the Gorst Creek Landfill in Port Orchard, Washington. In recognition of the Navy's stated interest to work collaboratively with EPA to address the site, the EPA extended the time frame for submission of the first work deliverable, the Site Management Plan required by Paragraph 46 of Section VII, from forty-five (45) calendar days to ninety (90) calendar days from the effective date of the UAO.

Following settling discussions between EPA and the Navy on March 30 and April 1, 2015, EPA received a request from the Department of Justice, on behalf of the Navy, for an additional forty-five (45) calendar day extension for submission of the first work deliverable due under the UAO. The purpose of the extension request was to allow for further settlement discussions and a second scheduled meeting on May 5, 2015. EPA granted the requested extension in a letter dated April 27, 2015.

With the assistance of the Department of Justice, settlement discussions between the Navy and EPA have continued to show progress. On June 25, 2015, the Department of Justice, on behalf of the Navy, requested a second forty-five (45) calendar day extension for submission of the first work deliverable due under the UAO. At this time EPA agrees that additional time is appropriate to support the ongoing settlement discussions. The granting of this second extension is based on the Navy's demonstrated commitment to address the site and the understanding that the parties will continue to work quickly toward a final resolution.

EPA is hereby modifying the UAO to make the Site Management Plan required by Paragraph 46 of Section VII due one-hundred and eighty (180) calendar days from the effective date of the UAO. We look forward to working with the Navy to reach a final resolution that ensures a timely response that will protect public health and the environment from the risks posed by the Gorst Creek Landfill.

If you have any questions concerning this letter please contact Alex Fidis of the EPA Region 10 Office of Regional Counsel at (206) 553-4710.

Sincerely,

A handwritten signature in blue ink, consisting of a series of loops and a long horizontal stroke.

Richard Albright, Director  
Office of Environmental Cleanup

cc by email:

Richard Mach, U.S. Navy  
Aundrea Taplin, U.S. Navy  
Austin Saylor, Department of Justice  
Erika Zimmerman, Department of Justice